

Frank J. Zeccola*
John S. Selinger

*also admitted in N.C.



NEXT DAY MAIL

Judge William H. Pauley, III
US District Court for the Southern District
500 Pearl Street
New York, New York 10007

October 1, 2007 Application granted. A conference
will be held on 12/7/07, at 10:45 a.m.
at which time the Court will set a briefing
schedule.

SO ORDERED:

William H. Pauley III
WILLIAM H. PAULEY III U.S.D.J.

Re: Testing Technologies Inc. v. Mo Media LLC
Civil Action No. 07 Civ 7360
Request of Adjournment of Motion to Change Venue
Original return dated: October 11, 2007

10/4/07

Dear Mr. Justice Pauley:

Please let this correspondence serve as a request for an adjournment of a Motion to Change Venue which is currently returnable on October 11, 2007. Although the Motion was filed on September 11, 2007, I did not receive any hard copies of the Motion. Counsel was kind enough upon my request to immediately email me a copy on September 18, 2007.

My opposition papers are due on October 4, 2007. Plaintiff has had inadequate time to prepare a response to the Motion based upon the fact that since discovery has not been conducted we are required to locate information concerning defendants contacts to this forum by virtue of our own investigation. Although I initially believed I would have been able to get all of the materials together by the 4th, I was recently hospitalized last week and because of a medical condition, the production of papers and research has come to a halt for my two attorney law firm.

There has not been any previous request for an adjournment. I have requested consent from my adversary and they have not responded at this time. Annexed hereto is a true correspondence that was faxed to my adversaries. This request for an adjournment does not affect any other scheduled dates. There has not been a scheduling Order completed. There has never been a conference in this matter. The Motion was filed at the same time as the answer. Your Honor was recently assigned to this case on September 18, 2007.

I will also use the adjournment time to inquire as to whether counsel is interested in having this Motion heard by Magistrate Michael H. Dolinger. I will forward the appropriate executed stipulation for them to review.

October 1, 2007

To: Hon. William H. Pauley, III

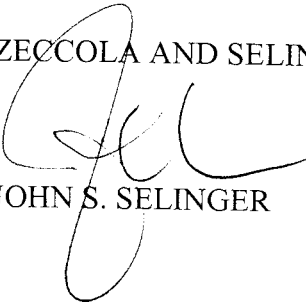
Re: 07 Civ 7360

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I thank the court for its kind courtesy in this matter and if the court deems it appropriate execute the correspondence below acknowledging the adjournment is granted.

Very truly yours,

ZECCOLA AND SELINGER, LLC



JOHN S. SELINGER

JSS:sc

Cc: Jeffrey T. Roebuck, Esq., Next Day Mail
Kenneth G. Walsh, Esq., Next Day Mail

~~The Motion to Change Venue originally returnable
on October 11, 2007 is now returnable on
November 1, 2007~~

~~SO ORDERED:~~

~~_____
Hon. William H. Pauley, III~~